

House File 222 - Introduced

HOUSE FILE 222

BY WHEELER

A BILL FOR

1 An Act relating to the limitation of actions for the criminal
2 offense of accessory after the fact involving murder in the
3 first degree, and making penalties applicable.

4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. Section 802.3, Code 2017, is amended to read as
2 follows:

3 **802.3 Felony — aggravated or serious misdemeanor.**

4 In all cases, except those enumerated in [section 802.1](#),
5 [802.2](#), [802.2A](#), [802.2B](#), [802.2C](#), [802.2D](#), [802.3A](#), or [802.10](#),
6 an indictment or information for a felony or aggravated or
7 serious misdemeanor shall be found within three years after its
8 commission.

9 Sec. 2. NEW SECTION. **802.3A Accessory after the fact.**

10 An indictment or information for the offense of accessory
11 after the fact in violation of section 703.3 that involves a
12 murder in the first degree in violation of section 707.2 shall
13 be found within ten years after commission of the offense of
14 accessory after the fact.

15 EXPLANATION

16 The inclusion of this explanation does not constitute agreement with
17 the explanation's substance by the members of the general assembly.

18 This bill relates to the limitation of actions (statute of
19 limitations) for the criminal offense of accessory after the
20 fact.

21 The bill provides that an indictment or information for
22 the offense of accessory after the fact in violation of Code
23 section 703.3 that involves a murder in the first degree in
24 violation of Code section 707.2 shall be found within 10 years
25 after the commission of the offense of accessory after the
26 fact. Current law provides that such violation shall be found
27 within three years after the commission of the offense of
28 accessory after the fact.

29 A person who commits the offense of accessory after the fact
30 involving a murder in the first degree commits an aggravated
31 misdemeanor.

32 An aggravated misdemeanor is punishable by confinement for
33 no more than two years and a fine of at least \$625 but not more
34 than \$6,250.